# UNITED STATES DISTRICT COURT EASTERN DISTRICT OF MISSOURI EASTERN DIVISION

MONSANTO COMPANY and MONSANTO TECHNOLOGY LLC.

Plaintiffs,

v.

E.I. DU PONT DE NEMOURS AND CO. and PIONEER HI-BRED INTERNATIONAL, INC.,

Defendants.

Case No. 09-cv-0686 (ERW)

### UNOPPOSED MOTION FOR EXTENSION OF TIME

Defendants E.I. du Pont de Nemours and Co. and Pioneer Hi-Bred International, Inc. (collectively, "Defendants") hereby move for a short additional extension of time to file: (a) their Reply Memorandum in Support of Defendants' Motion to Compel Monsanto to Produce a Rule 30(b)(6) Witness for Deposition on Selected Topics and (b) their Response to Monsanto's Cross Motion for Protective Order to Limit the Scope of Testimony in Response to Defendants' Rule 30(b)(6) Deposition Notice. Monsanto filed its response to Defendants' Motion to Compel and its Cross-Motion for Protective Order on August 12, 2011 (Dkt. Nos. 822, 824). Defendants' Reply on their Motion to Compel and their Response to Monsanto's Motion for Protective Order are therefore currently due on August 30, 2011. Defendants seek leave to file their Reply on their Motion to Compel and their Response to Monsanto's Motion for Protective Order by no later than September 2, 2011. Monsanto does not oppose the requested extension.

Dated: August 29, 2011

Respectfully submitted,

### LEWIS, RICE & FINGERSH, L.C.

By: /s/ C. David Goerisch
Andrew Rothschild, #23145MO
C. David Goerisch, #48418MO
600 Washington Avenue, Suite 2500
St. Louis, Missouri 63101
(314) 444-7600
(314) 241-6056 (facsimile)
arothschild@lewisrice.com
dgoerisch@lewisrice.com

Leora Ben-Ami Thomas F. Fleming Christopher T. Jagoe Howard S. Suh

#### KAYE SCHOLER LLP

425 Park Avenue New York, New York 10022 (212) 836-8000 (212) 836-8689 (facsimile) lbenami@kayescholer.com tfleming@kayescholer.com cjagoe@kayescholer.com hsuh@kayescholer.com

Donald L. Flexner

#### **BOIES, SCHILLER & FLEXNER LLP**

575 Lexington Avenue, 7th Fl. New York, New York 10022 (212) 446-2300 (212) 446-2350 (facsimile) dflexner@bsfllp.com

James P. Denvir Amy J. Mauser

### **BOIES, SCHILLER & FLEXNER LLP**

5301 Wisconsin Avenue, N.W. Washington, D.C. 20015 202-237-2727 202-237-6131 (facsimile) jdenvir@bsfllp.com amauser@bsfllp.com

Counsel for Defendants E.I. du Pont de Nemours and Company and Pioneer Hi-Bred International, Inc.

## **CERTIFICATE OF SERVICE**

I hereby certify that on August 29, 2011, I electronically transmitted the foregoing document to the Clerk of Court using the ECF System for filing and transmittal of a Notice of Electronic Filing to the following ECF registrants:

- Steven M. Berezney steve.berezney@huschblackwell.com
- Kurt G. Calia

kcalia@cov.com

- Matthew A. Campbell macampbell@winston.com
- Scott W. Clark

sclark@mwe.com

• Joseph P. Conran

joe.conran@huschblackwell.com

• Todd J. Ehlman

tehlman@winston.com

• Anthony J. Franze

Anthony.Franze@aporter.com

• Greg G. Gutzler

greg.gutzler@huschblackwell.com

• James M. Hilmert

jhilmert@winston.com

• George C. Lombardi

glombardi@winston.com

• Kurt A. Mathas

kmathas@winston.com

• Omri E. Praiss

omri.praiss@huschblackwell.com

• John J. Rosenthal

irosenthal@winston.com

• Mark A. Smith

markasmith@winston.com

• Steven G. Spears

sspears@mwe.com,jjknapp@mwe.com

• Tamara M. Spicer

tamara.spicer@huschblackwell.com,jean.melenbrink@huschblackwell.com

• Gail J. Standish

gstandish@winston.com

• Dan K. Webb

dwebb@winston.com

/s/ C. David Goerisch	